## *THE INDIAN ARMS ACT, 1878 (XI OF 1878).

**G. N., J. D., No. 6714, dated 7th Nov. 1879 (B. G., Pt. I, p. 881).** S. 13

*Amended by G. N., R. D., No. 9355, dated 29th Nov. 1892.*

Under section 13 of the Indian Arms Act XI of 1878, His Excellency the Governor in Council is pleased to invest the undermentioned officers of the Forest Department in the Northern Division and Southern Division with power to disarm persons going armed without a licence, or in contravention of its provisions :—

(1) Conservators of Forests.
(2) Deputy Conservators of Forests.
(3) Assistant Conservators.
(4) Extra Assistant Conservators.
(5) Rangers.
(6) Foresters.
(7) Forest Guards.

**G. N., J. D., No. 410, dated 18th Jan. 1895 (B. G., Pt. I, p. 65).** S. 13

Under section 13 of the Indian Arms Act XI of 1878, His Excellency the Governor in Council is pleased to invest the undermentioned persons by virtue of their office with power to disarm persons going armed without a licence, or in contravention of its provisions :—

Officers, sepoys and peons of the Salt Department employed on the Goa Frontier.

**G. N., H. D., No. 2395-Poll., dated 10th Sept. 1932 (B. G., Pt. I, p. 2066).** S. 15

*Amended by G. N., H. D., No. 2203-Poll, dated 22nd Aug. 1939.*

In exercise of the powers conferred by section 15 of the Indian Arms Act, 1878 (XI of 1878), and in supersession of Government Notifications in the Judicial Department, Nos. 391, dated the 18th January 1893, and 8225, dated the 12th December 1898, the Governor in Council with the previous sanction of the Governor General in Council is pleased specially to extend the said section to the whole of the State of Bombay.

**G. N., H. D., No. 6479/5, dated 3rd March 1949.** S. 16 (4)

In exercise of the functions of the Central Government under sub-section (4) of section 16 of the Indian Arms Act, 1878 (XI of 1878), entrusted to the Government of Bombay by the Government of India, late Home Department, Notification No. 21/50/37-Police, dated the 20th June 1938, as amended by the Government of India, Ministry of Home Affairs, Notification No. 15/79/47-Police, dated the 17th March 1948, and in supersession of Government Notification, Home Department (Political), No. 953-Poll., dated the 10th June 1929, as subsequently amended, the Government of Bombay is pleased to make the following rules for carrying into effect the provisions of the said section, namely :—

* For entrustment of certain functions under the Act by the Central Government see G. of I., H. D., Notn. No. 21/50/37, 20th June 1938, under section 124 (1) of the Govt. of India Act, 1935.

1. Every licensed dealer with whom any arms, ammunition or military stores have been deposited shall give to the depositor a receipt and shall maintain a register in the following form :—

*Form.*

| Date of deposit. | Description, No. (etc.) of arms, ammunition or military stores. | Name and address of the depositor. | Date when due for forfeiture. | Date and method of disposal. | Remarks. |
|---|---|---|---|---|---|
| 1 | 2 | | 4 | 5 | 6 |
| | | | | | |

A copy of the register, certified as a true copy under the signature of the licensed dealer, shall be forwarded on the last day of each quarter of a calendaer year in Greater Bombay to the Commissioner of Police and elsewhere to the District Magistrate.

2. Licensed dealers shall not return arms, ammunition or military stores deposited with them to depositors except in the manner and to the extent permitted, for the sale of such arms, ammunition or military stores to such depositers.

3. Licensed dealers shall submit at the end of each quarter of the calender year in the Greater Bombay to the Commissioner of Police and elsewhere to the District Magistrate a statement showing the arms, ammunition and military stores that have become liable to forfeiture under Rule 5 below, i.e., after the expiration of one year from the date of their deposit.

4. Arms, ammunition or military stores deposited at Police Stations shall, if not returned or disposed of within three months from the date of their deposit, be lodged at the Headquarters police stores of the District :

Provided that—

(*a*) all arms so deposited and previously covered by a licence in form XIX in Schedule VIII appended to the Indian Arms Rules, 1924, and

(*b*) all flint-locks and muzzle loading guns and other country made weapons may be lodged at the Police Station at the Headquarters of the Taluka in which the Police Station at which they have been deposited is situated, or at the Taluka Kacheri if there is no accommodation at the Taluka Headquarters Police Station.

5. Subject to the provisions of rule 2 above, any arms, ammunition or military stores which are not returned or disposed of under section 16 (2) of the Act, shall, after the expiration of one year from the date of their deposit be forfeited to Government :

Provided that where the person making the deposit dies leaving an heir who is minor, the District Magistrate or the Commissioner of Police, Bombay, as the case may be, may, on the request of the guardian of such minor, made within six months of the date of such death, direct that the conditions of rule 6 below shall apply to the arms so deposited.

6. Arms, ammunition or military stores deposited by a guardian on behalf of a minor may be left in deposit until the expiration of one year from the date of such minor attaining majority, when, if the person entitled to receive them back or dispose of them as prescribed by section 16 (2) of the Act has not taken the requisite action, they shall be forfeited to Government.

**G. N., H. D., No. 9853/6-F, dated 28th March 1952 (B. G., Pt. I, p. 2236).** Rule 2 (1)

In exercise of the functions of the Central Government under sub-rule (1) of rule 2 of the Indian Arms Rules, 1951, entrusted to the Government of Bombay by the Government of India, Ministry of Home Affairs, Notification No. 15/60/47-Police (I), dated the 24th October 1951, the Government of Bombay is hereby pleased to direct that the term "District Magistrate" shall include an Additional District Magistrate in the State of Bombay for purposes of the Indian Arms Rules, 1951.

**G. N., H. D., No. 484-Poll., dated 17th March 1924 (B. G., Pt. I, p. 553).** Rule 3 (1)

In exercise of the powers conferred by proviso (*b*) to rule 3 (1) of the Indian Arms Rules, 1924, and in supersession of Government Notification in the Judicial Department No. 7226, dated the 2nd August 1920, the Governor in Council is pleased to direct that—

(*a*) All persons exempted from any of the provisions of the Indian Arms Act, 1878 (XI of 1878), under Schedule I to the said rules shall, in the case of persons already in possession of firearms or ammunition for the same, within two months of the date of publication of this notification in the *Bombay Government Gazette*, and in the case of other persons within one month of the date on which any firearm or ammunition for the same comes into their possession, register such firearm or ammunition with the authority hereinafter mentioned stating in writing the particulars specified in the sub-joined table. Such registration shall, in the case of persons residing in the City of Bombay, be made with the Commissioner of Police, Bombay, and in the case of persons residing elsewhere, with the District Magistrate of the district in which they reside.

(*b*) The Commissioner of Police, Bombay, and all District Magistrates shall maintain in the subjoined form a register of all firearms and ammunition for the same registered under this notification.

FORM OF REGISTRATION.

| Name of exempted person. | Grounds of exemption. | Description of firearms and ammunition. | Maker's name and number. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| | | | |

Rule 36. **G. N., H. D., No. 4089/6-F, dated 24th Jan. 1951 (B. G., Pt. IV-A, p. 35).**

In exercise of the functions of the Central Government under rule 36 of the Indian Arms Rules, 1924, entrusted to the Government of Bombay by the Government of India, Home Department, Notification No. 21/50/37-Police, dated the 20th June 1938, the Government of Bombay is pleased to empower all Sub-Divisional Magistrates in the State of Bombay to exercise the power under the said rule 36 within their respective jurisdiction.

Rule 37. **G. N., H. D., No. 5995/6, dated 28th May 1951 (B. G., Pt. I, p. 3187).**

In exercise of the functions of the Central Government under rule 37 of the Indian Arms Rules, 1924, entrusted to the Government of Bombay by the Government of India, Home Department, Notification No. 21/50/37-Police, dated the 20th June 1938, the Government of Bombay is pleased to empower all Sub-Divisional Magistrates in the State of Bombay to exercise the power under the said rule 37.

Sch. II to Rules. **G. N., H. D., No. 1234-Poll., dated 3rd Aug. 1925 (B. G., Pt. I, p. 2093).**

*Amended by G. N., H. D., No. 2619-Poll., dated 25th Sept. 1931.*
*Amended by G. N., H. D., No. 2396-Poll., dated 10th Sept. 1932.*
*Amended by G. N., H. D., No. 1504-Poll., dated 8th Aug. 1933.*
*Amended by G. N., H. D., No. 2175-Poll., dated 10th Nov. 1933.*
*Amended by G. N., H. D., No. 402-Poll., dated 19th Mar. 1935.*
*Amended by G. N., H. D., No. 2203-Poll., dated 22nd Aug. 1939.*
*Amended by G. N., H. D., No. 2116-Poll., dated 9th Sept. 1941.*
*Amended by G. N., H. D., No. 8985/4, dated 25th January 1947.*
*Amended by G. N., H. D., No. 2957/5, dated 3rd September 1947.*
*Amended by G. N., H. D., No. 2957/5, dated 17th Nov. 1947.*
*Amended by G. N., H. D., No. 4710/5, dated 14th Apr. 1948.*

In exercise of the powers conferred on the Provincial Government by entry I in the table subjoined to Schedule II appended to the Indian Arms Rules, 1924, the Governor in Council is pleased to direct that the arms described in the third column of the table hereto appended shall, within the areas specified in the second column of the said table and in the case of persons or classes of persons specified or described in the fourth column of the said table, be subject to such prohibitions and directions

contained in the Indian Arms Act, 1878 (XI of 1878), as are indicated in the fifth column of the said table.

TABLE.

| Serial No. | Area. | Arms. | Persons or classes of persons. | Prohibitions and directions. |
|---|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 |
| 1 | The whole of the State of Bombay. | All .. .. | All members of any tribe notified under section 3 of the Criminal Tribes Act, 1924. | All. |
| 2 | Do. .. | All arms except :—<br>(*a*) Bows and arrows, spears and lances ;<br>(*b*) uniform swords and dirks manufactured in Europe of recognised military or official pattern when possessed by or intended to be supplied to, persons entitled to wear them as part of their uniform ;<br>(*c*) swords imported for presentation as prizes for members of the regular or auxiliary force ;<br>(*d*) ornamental arms of an obsolete pattern possessing only antiquarian value, masonic swords and theatrical and fancy dress swords, provided that they are virtually useless for offensive and defensive purposes ;<br>(*e*) swords granted in public Darbar under the orders of the State Government when carried by the persons to whom they have been presented ;<br>(*f*) all arms, including fire-arms, captured from enemies and kept as trophies by a regiment or military mess, so long as they are in the possession of such regiment or mess ; | All .. | Those contained in section 13. |

| Serial No. | Area. | Arms. | Persons or classes of persons. | Prohibitions and directions. |
|---|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 |
| | | (*g*) Swords which formed part of the equipment of police officers of and above the rank of Sub-Inspector while in service who have retired on the full pension admissible to them under the Civil Service Regulations; | | |
| | | (*h*) Dharias; | | |
| | | (*i*) Swords, sword-sticks and kukries; | | |
| | | (*j*) Life preservers, such as the Zipo, Steel Batens, Steel Hunter and similar types; daggers and bayonets. | | |

Sch. II to Rules.

**G. N., H. D., No. 1641-Poll., dated 11th July 1940 (B. G., Pt. IV-A, p. 912).**

*Amended by G. N., H. D., No. 2476-Poll., dated 17th October 1941.*

*Amended by G. N., H. D., No. 536-Poll., dated 26th March 1943.*

In exercise of the functions of the Central Government under entry 2 (viii) in the Table to Schedule II to the Indian Arms Rules, 1924, entrusted to the Government of Bombay by the Government of India, Home Department, Notification (Police), No. 21/50/37, dated the 20th June 1938, the Government of Bombay is pleased to prescribe the following conditions the possession or sale of chlorates in accordance with which by *bona fide* medical practitioners and dispensing chemists in the State of Bombay, shall be excluded from the operation of prohibitions and directions contained in sections 5 and 14 of the Indian Arms Act, 1878 :—

CONDITIONS.

1. The maximum quantity of chlorates that may be possessed at any time by a *bona fide* medical practitioner or a dispensing chemist shall be as follows :—

| | |
|---|---|
| (*i*) *Bona fide* Medical Practitioner .. .. .. | 8 oz. |
| (*ii*) When in charge of a hospital— | |
| Containing up to 50 beds .. .. .. | 2 lbs. |
| Containing more than 50 beds .. .. | 3 lbs. |
| (*ii*) (*a*) When in charge of a dispensary .. .. | 2 lbs. |
| (*iii*) Big Dispensing Chemist .. .. .. | 5 lbs. |
| (*iv*) Small Dispensing Chemist .. .. .. | 2 lbs. |

*Explanation.*—In this condition "Big Dispensing Chemist" means a dispensing chemist who has in his shop a head chemist and two or more assistant chemists who know dispensing of medical prescriptions and "Small Dispensing Chemist" means a chemist other than a big dispensing chemist.

2. Every medical practitioner and every dispensing chemist shall maintain a prescription register in which the following particulars shall be entered, namely :—

(*a*) Quantity of chlorates purchased and date of purchase.

(*b*) Date of dispensing or sale.

(*c*) Name and address of patient.

(*d*) Age of patient.

(*e*) Prescription (to be copied in detail from the original prescription).

(*f*) By whom prescribed.

(*g*) Initials of the medical practitioner or dispensing chemist.

(*gg*) Name, address and signature of person to whom chlorate in a raw state, that is to say, without being made into a prescription, is sold and delivered.

(*h*) Balance.

3. The register maintained under condition 2 shall be open to inspection at any time in the City of Bombay by the Commissioner of Police or any other officer authorised by him, and elsewhere by the District Magistrate or any other officer authorised by him.

**G. N., H. D., No. 1235-Poll., dated 3rd Aug. 1925 (B. G., Pt. I, p. 2094).** Sch. II to Rules.

*Amended by G. N., H. D., No. 2203-Poll., dated 22nd Aug. 1939.*

In exercise of the powers conferred on the Provincial Government by entries 4 and 6 in the table subjoined to Schedule II appended to the Indian Arms Rules, 1924, the Governor in Council is pleased to declare that leaden bullets and bird shot are exempted from the operation of all prohibitions and directions contained in the Indian Arms Act, 1878 (XI of 1878), in quantities not exceeding 1 cwt.

**G. N., H. D., No. 2236-Poll., dated 6th Nov. 1929 (B. G., Pt. I, p. 2395).** Sch. VII to Rules.

In exercise of the power conferred by entry (7) of Schedule VII appended to the Indian Arms Rules, 1924, the Governor in Council is pleased to declare that the possession of a gun and ammunition for it by the Executive Officer of the Ahmedabad Cantonment is in the public interest.

Sch. VII to Rules.

**G. N., H. D., No. 141-Poll., dated 19th Jan. 1932 (B. G., Pt. I, p. 238).**

*Amended by G. N., H. D., No. 2203-Poll., dated 22nd Aug. 1939.*

In exercise of the power conferred on the Provincial Government by entry (7) in Schedule VII appended to the Indian Arms Rules, 1924, the Governor in Council is pleased to declare that the possession and carrying of a gun by the Mail Overseer of the Mamdapur-Yadvad Line in the Belgaum Postal Division while on duty shall be deemed to be in the public interest.

Government Notification, Home Department (Political), No. 2080-Poll., dated the 30th November 1928, is hereby cancelled.

Sch. VII to Rules.

**G. N., H. D., No. 1146-Poll., dated 26th Apr. 1932 (B. G., Pt. I, p. 1189).**

In exercise of the powers conferred by entry (7) of Schedule VII appended to the Indian Arms Rules, 1924, and in supersession of Government Notifications in the Home Department noted in the margin, the Governor in Council is pleased to declare that the possession by the police officers mentioned below of a revolver or pistol in addition to the regulation revolver or pistol possessed by them as part of their equipment is in the public interest:—

No. 1050-Poll., dated the 19th April 1927,
No. 2603-Poll., dated the 15th July 1930
and
No. 1277-Poll., dated the 22nd May 1931.

Deputy Superintendents of Police.

Superintendents of Police in the City of Bombay.

Inspectors of Police.

Deputy Inspectors of Police in the City of Bombay.

Sub-Inspectors of Police.

Sergeants.

Sch. VIII to Rules.

**G. N., H. D., No. 1237-Poll., dated 3rd Aug. 1925 (B. G., Pt. I, p. 2094).**

*Amended by G. N., H. D., No. 2202-Poll., dated 22nd Aug. 1939.*

In exercise of the powers conferred on the Provincial Government by condition 2 of the conditions attached to licences in Forms IX, X, XI and XII and condition 3 of those in Form XIII in Schedule VIII appended to the Indian Arms Rules, 1924, the Governor in Council is pleased to direct that the licensees shall maintain registers of all arms, ammunition and military stores in stock, and of all sales, in the form appended hereto.

$$\frac{\text{SALE}}{\text{STOCK}}\text{ BOOK.}$$

Section 17 (c) of Act XI of 1878 and Condition 2 in forms IX, X, XI and XII and Condition 3 in form XIII in Schedule VIII appended to the Indian Arms Rules, 1924.

Register of Arms, Ammunition and Military Stores

SOLD

Imported, Manufactured, Converted and Purchased

| Date. | Name of Purchaser. If an Indian, Father's Name. | Residence of Purchaser. | Number and date of licence. |
|---|---|---|---|
| | How obtained, whether imported direct, manufactured, converted or purchased locally. | If purchased locally, from whom. | |
| | | | |

| FIREARMS. | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Fowling Pieces. | | | | Rifles. | | | | Combined rifle & Shot Gun. | Pistols. | Revolvers. | Air guns and rifles. | Swords. | Swordsticks. |
| Breech loading. | | Muzzle loading. | | Breech loading. | | Muzzle loading. | | | | | | | |
| D. | S. | D. | S. | D. | S. | D. | S. | | | | | | |
| | | | | | | | | | | | | | |



*continued.*

| MILITARY STORES. | | | | | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Fuse. | Anviles. | Shot and Bullets. | | | | Cartridges. | | AMMUNITION. | | | | | | | | Arms, Ammunition or Military Stores other than those mentioned in the preceding columns. | Remarks. |
| | | T. | Cwt. | qr. | lb. | Empty. | Loaded. | Percussion Caps. | | Gunpowder. | | | Blasting powder. | | | | |
| | | | | | | | | Breech loading. | Muzzle loading. | T. | Cwt. | qr. | lb. | T. | Cwt. | qr. | lb. | | |
| | | | | | | | | | | | | | | | | | | | |

Sch. VIII to Rules.

**G. N., H. D., No. 2065-Poll., dated 3rd Sept. 1941 (B. G., Pt. IV-A, p. 212).**

In exercise of the functions of the Central Government under condition 7 of the conditions attached to licences in forms IX, X, XI and XII in Schedule VIII appended to the Indian Arms Rules, 1924, entrusted to Government of Bombay by the Government of India, Home Department, Notification No. 21/50/37-Police, dated the 20th June 1938, and in supersession of Government Notifications,

Home Department (Political), No. 382-Poll., dated the 23rd March 1926 and No. 2268-Poll., dated the 11th October 1927; the Government of Bombay is pleased to direct that these licensees shall give information of all arms and ammunition sold by them to licensed or exempted persons within a week after the sale in the form sub-joined below to the Superintendents of Police of the districts in which they carry on their business and in Bombay City to the Commissioner of Police.

FORM.

REPORT OF SALES OF ARMS AND AMMUNITION.

| Date of Sale. | Name and address of the purchaser and No. and form of the licence held. If the purchaser is an exempted person the fact should be so stated. | Number and full description of arms sold and in the case of fire-arms the bore. | Quantity and full description of the ammunition sold (including bore). |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| | | | |

**G. N., H. D., No. 1236-Poll., dated 3rd Aug. 1925 (B. G., Pt. I, p. 2094).** Sch. VIII to Rules.

*Amended by G. N., H. D., No. 2203-Poll., dated 22nd Aug. 1939.*

In exercise of the powers conferred by condition 9 of the conditions attached to licences in Form XVI in Schedule VIII of the Indian Arms Rules, 1924, the Governor in Council is pleased to empower the Commissioner of Police, Bombay, and all District Magistrates in the State of Bombay to cancel condition 8 of the said conditions in all licences granted in the said form to any member of the Auxiliary Force, India, or of the Indian Territorial Force.